

A. STATE-AT-A-GLANCE

1)	Program Operation	State-administered, county-operated
2)	Number of Local Offices (excluding Agencies under Cooperative Agreements)	Offices in 67 counties
3)	Type of Agencies with Cooperative Agreements	District attorneys, private attorneys (not under a cooperative agreement), and staff attorneys (depending on county)
4)	Uniform Interstate Family Support Act	No
5)	Agreements With Tribal Entities	No
6)	Age of Majority for Termination of Support	19, No modifications
7)	Statutes of Limitation:	
•	Collection of Past Due Support	20 years from date of judgment for purpose of obtaining an order of support
•	Paternity Establishment	19
•	Dormancy Revival/Renewal Possible [yes/no]	No
8)	Guidelines	Income shares
9)	Interest Rates on	Statutory rate 12%
•	Missed Payments	Yes
•	Retroactive Support	Yes
•	Adjudicated Arrearage	Yes
10)	Arrearage Collections for Non-minor Child(ren)	Yes
11)	Distribution Scheme	State Child Support (Current); Client Child Support (Current); Current FCMP; Current ACFC; Current EAFC; Client Medical Support (Current); Medicaid Medical Support (Current); Client Spousal Support (Current); State Spousal Support (Current); Client Child Support Arrears Monthly Due Pre 12/81; Client Child Support Arrears Monthly Due 12/81+; Client Medical Support Arrears Monthly Due 12/81+; Medicaid Monthly Due on Arrears 12/81+; FCMP Arrears Monthly Due Accrued Prior to 12/81; FCMC Arrears Monthly Due 12/81+; ACFC Arrears Monthly Due Accrued Prior to 12/81; ACFC Arrears Monthly Due 12/81+; EAFC Arrears Montly Due Accrued Prior to 12/81;

	EAFC Arrears Monthly Due 12/81+; Client Child Support Arrears Accumulated Pre 12/81; Client Child Support Arrears Accumulated 12/81+; State Child Support Arrears Accumulated Pre-12/81; State Child Support Arrears Accumulated 12/81+; Client Medical Support Arrears Accumulated 12/81+; Medicaid Arrears, Lump Sum 12/81+; Client Spousal Support Arrears Accumulated Pre 12/81; Client Spousal Support Arrears Accumulated 12/81+; State Spousal Support Arrears Accumulated Pre 12/81; State Spousal Support Arrears Accumulated 12/81+
• AFDC Arrears	See above distribution scheme
• Non-AFDC Arrears	See above distribution scheme
12) Procedures Regarding Medical Support Using Income Withholding	Yes
13) New Hire Reporting	No
14) Recovery of Costs Elected Under State Plan	No
15) Recovery of Costs for Initiating State	No
16) Long-Arm Statute/s Citation/s	Section 30-4-80 through 3-4-98, Code of Alabama 1975
17) Automated Locate Resources	Public Safety; Motor Vehicles; Criminal Justice Information System, AFDC, Food Stamps, Medicaid, FPLS, Electronic Parent Locator Network, Department of Industrial Relations, credit bureaus, project 1049, Corrections, Retirement Systems, and DEERS
18) Enforcement Options	Yes
• State Income Tax Refund Intercept	Yes
• License Revocation/ Suspension	No
• Administrative Liens	No, judicial
• Property Seizure & Sale	Yes
• State Funds/Benefits (please specify)	Unemployment benefits/Workmen's Compensation
• Other (please specify)	
19) Spousal Maintenance Orders (specify yes or no)	No
• Establish	No
• Enforce	Yes, when there is a child support order

•	Modify	No
20)	Current Spouse/Partner Information Required	No

B. UNIFORM INTERSTATE FAMILY SUPPORT ACT

1)	State Code Citation	Not yet adopted
2)	Effective Date	
3)	Adopted Verbatim? If no, list differences.	
4)	Repeal URESA?	
5)	Repeal IWW?	

C. INCOME WITHHOLDING

1)	Income Withholding Terminology	(IWO) Income Withholding Order
2)	Income Withholding Procedures	Income withholding order sought from court in county where either obligor or employer is found; if court determines other State's order should be adopted, AL court will do so and issue an income withholding order and initiating State will be notified
•	State Withholding Limits	The maximum amount that can be deducted from an NCP's disposable income for child support is: (a) Fifty percent if the NCP supports a second family and is behind 12 weeks or less in his/her child support obligations; (b) Fifty five percent if the NCP supports a second family and is more than 12 weeks behind in his/her child support obligation; (c) Sixty percent if the NCP does not support a second family and is behind 12 weeks or less in his/her child support obligation; or (d) Sixty five percent if the NCP does not support a second family and is more than 12 weeks behind in his/her child support obligation.
•	Fee Charged by Employers	Up to \$2.00 per month
•	Date to Remit	Within 10 working days of the date the NCP is paid
•	Penalty	Contempt action
3)	Definition of Employer	Any person, business, corporation, partnership, company, firm, or unit of municipal, county, state, or federal government.
4)	Included Income	Wages, tips, commissions, bonuses, and other types of remuneration for services; unemployment compensation, workmen's compensation not included in AL definition of income
5)	Excluded Income	AFDC and SSI
6)	Direct Income Withholding for Unemployment Compensation, include address	No

7)	Direct Income for Workers' Compensation, include address	No
8)	Direct Income Withholding, other income sources subject to, include address	No
9)	Direct Income Withholding, list Other Income Sources NOT subject to	No
10)	Federal Withholding (See Federal Pay Agents Section)	IV-D Directors need not answer this question.
11)	Procedures for Contesting Income Withholding	Yes
12)	Arrearages through Income Withholding	Yes, but not arrears only or for a non-minor child
13)	Enforcing Against Non-Resident Obligor Asset/Income	Yes
14)	Exception to Immediate Withholding	Yes
15)	Multiple Obligations Withholding Priorities	
	• Policy	Yes
	• Priority	IWO has priority over other garnishments
	• Assistance	Clerk of the Court
	• Allocation	Yes

D. PATERNITY

1)	Interstate Paternity Procedures	Local jurisdiction proceeds with case until issue of paternity is resolved; AL uses Uniform Parentage Act adjudication of paternity against resident defendant; plaintiff not required to attend court hearings if presence not necessary for required proof; genetic test may be requested by either party; court must order payment of genetic test cost prior to its administration; court determines who pays costs
	Consent Orders Obtained	Yes
2)	Uniform Parentage Act	Yes
3)	Uniform Act on Blood Testing	No
4)	Parentage Order Available	No

	Without Order for Support	
5)	Custody/Visitation Addressed Subject to Tribunal's Jurisdiction	No
6)	Genetic Test Results as Presumption of Paternity	97% (effective 7-1-94)
	Threshold	97%
7)	Paternity Acknowledgment as Presumption of Paternity (Rebuttable/Conclusive)	Rebuttable
8)	Marriage as Presumption of Paternity	Yes
9)	Putative Father's Name on Birth Certificate, Effect of	Yes
10)	Other Statutory Presumptions	Attempted marriage before, during, or 300 days following the child's birth; if after child's birth marriage or attempted marriage when father has either acknowledge paternity in writing and filed document with appropriate court or Bureau of Vital Statistics; with his consent he is named as father on child's birth certificate; been obligated to support child via a written voluntary promise or court order; received child into his home or openly holds the child as his natural child; or acknowledged his paternity of the child in a writing filed in accordance with provisions of the legitimization statute; signed affidavit of paternity
11)	Recognition of Common Law Marriage	Yes; must be an actual and mutual agreement to enter into matrimonial relationship; must be permanent and exclusive of all others; must be followed by public recognition of existence of common law marriage or alternatively, consummate marriage by cohabitation as husband and wife or, by mutually assuming openly marital duties and obligations; parties must have capacity to marry
12)	Personal Appearance of Witness or Custodial Parent Required	No, unless required by the court
	Acceptable Methods of Testimony	Paternity affidavit, general admission
13)	Long-Arm Statute	Yes
14)	Assistance to Other States Using Their Long-Arm Statutes	Yes
	• Service of Process	Yes
	• Genetic Testing	Yes
15)	Recovery of Genetic Testing Costs for Other States	Yes

E. SUPPORT ORDER ESTABLISHMENT

1) Interstate Procedures	Same as intrastate procedures; guidelines information compiled and agreement sought; lacking an agreement, evidence is presented to court for a finding
2) Income Considered for Setting Support	Under Income Withholding, see Included Income
3) Criteria for Rebuttal	A written finding on the record based on evidence that the application of the guidelines would be unjust or inappropriate, agreement establishing a different amount and stating the reasons therefore, reviewed and approved by the court
4) Support Order for Prior Periods	Yes, two years prior to filing of paternity action or back to the birth of the child if the child is less than 2 years old when action is commenced

F. ENFORCEMENT

(Note: If multiple orders, see Part “G”)

I. ENFORCING YOUR OWN ORDER

1) Enforcement for Non-Resident Family	Yes, same as resident family
2) Administrative Procedures and Remedies Available	Yes
3) Judicial Procedures and Remedies Available with Registration	Yes

II. ENFORCING OTHER STATES' ORDERS

4) Administrative Procedures and Remedies Available Without Registration	Judicial remedies available without registration
5) Judicial/Administrative Remedies with Registration	Judicial remedies available without registration
6) UIFSA/URESA Registration and Enforcement Procedure	URESA enforcement procedures available
7) Judicial Procedures Required after Registration	No registration, judicial procedures required
8) Uniform Enforcement of Foreign Judgments Act Citation	

G. MODIFICATION/REVIEW & ADJUSTMENT OF ORDERS

1) Jurisdiction Requirements	Yes
2) Modification Procedures	Petitions filed by agency upon request of either the client or an agency determination that action is appropriate following review of order
3) Criteria for Modification	At the request of either party when the order has not been judicially reviewed or modified within 12 months unless undue hardship would result from inaction, and one of the parties alleges a substantial change in circumstances; medical support has not been ordered
4) Criteria for Change of Circumstances	Change in circumstances which is substantial and continuing; is primarily a change in needs of the child but also consider a change in parent ability to pay
5) Frequency With Which Reviews are Conducted	Every 3 years or at request of either party to the order on non-assigned cases in accordance with state criteria
6) Criteria for Review	See #5 above
7) Criteria for Adjustment	See #4 above

H. MULTIPLE ORDERS

ENFORCEMENT AND MODIFICATION

1) Controlling Order	Alabama is still a URESA state, URESA policy applies
2) Date of Controlling Order	
3) If No Controlling Order	
4) Arrears Procedure	

I. Documentation Required to Initiate Requests

Section I. and J. should be self-explanatory. If you need assistance, contact Hope Butler at 202-401-9391.

ACTION REQUESTED	DOCUMENTS NEEDED	Certification required for each document *See below
Establishment of Paternity and Support	A. FSA-200 (3 copies) B. FSA-203 (3 copies) C. FSA-201 (3 copies) D. FSA-202 (3 copies) E. FSA-204 (3 copies) F. Copies of the initiating state's URESA statues G. Supporting documentation such as: (1) lab reports, (2) child's birth certificate, (3) hospital documents, (4) marriage certificate, (5) divorce papers, and (6) correspondence with the natural father H. Prior court orders I. Affidavit of need J. Income affidavit - individual	A
Enforcement of Responding State's Order	A. FSA-200 B. The support order and any modification	C
Modification of Responding States' Orders	A. FSA-200 B. FSA-201 (3 copies) C. FSA-202 D. FSA-203 (3 copies) E. Copies of initiating states URESA statues (3 copies) F. A signed motion/petition to modify G. Verification of the petitions income H. Evidence of a change in circumstances	B
Administrative Enforcement of Another States' Order	No administrative remedies available	
Registration for Enforcement of Another States' Order	No registration	
Collection of Arrearages in Multiple Orders	A. FSA-200 B. FSA-201 (3 copies) C. FSA-202 D. FSA-203 (3 copies) E. Copies of initiating state's URESA statues F. Copies of the court order(s) G. Affidavit of past due support H. Payment record	B
Uniform Enforcement of Foreign Judgments Act	N/A	
Modification of Another State's Order	A. FSA-200 B. FSA-201 (3 copies) C. FSA-202 D. FSA-203 (3 copies) E. Copies of initiating states URESA statues (3 copies)	

ACTION REQUESTED	DOCUMENTS NEEDED	Certification required for each document *See below
	F. A signed motion/petition to modify G. Verification of the petitions income H. Evidence of a change in circumstances	
Status Update on an Existing Interstate Case	FSA-200 (1 copy)	
Assistance/Discovery		
Quick Locate	FSA-200	

**A= Notarization by Notary Public; B= Certification by signature of agency official;
C= Certification by signature of court official; D= Others (please specify);
E= Certification not required*

J. State Contact Chart

ASSISTANCE NEEDED	CONTACT
State Information Agent	Philip L. Browning, Director Child Support Enforcement Division 50 Ripley Street Montgomery AL 36130 (334) 242-9300 FAX (334) 242-0606
Central Registry	Gloria L. Bester Child Support Enforcement Division 50 Ripley Street Montgomery AL 36130 (334) 242-3606 FAX (334) 242-0606
Interstate Policy Contact (if different)	
Contact for Information Regarding Your States Long Arm Statute and Process	Patricia Brooks Child Support Enforcement Division 50 Ripley Street Montgomery AL 36130 (334) 242-9300 FAX (334) 242-0606
Contact for Information Regarding Collection and Distribution (State level)	Patricia Brooks Child Support Enforcement Division 50 Ripley Street Montgomery AL 36130 (334) 242-9300 FAX (334) 242-0606
Contact to Obtain Payment Records	County office as listed on the acknowledgment
Contact to Obtain Copy of Order	County office as listed on the acknowledgment
Contact for States Using Their Long Arm Statutes or Continuing Exclusive Jurisdiction (no “case” in your State) for	Patricia Brooks Child Support Enforcement Division 50 Ripley Street Montgomery AL 36130 (334) 242-9300 FAX (334) 242-0606
<ul style="list-style-type: none"> • Service of Process (private process server? If so , list) 	County office as listed on the acknowledgment
<ul style="list-style-type: none"> • Genetic Testing (e.g. assistance with interstate teleconferencing) 	County office as listed on the acknowledgment
New Hire Reporting Contact	
Employer Assistance Contact	Contact the county office as listed on the acknowledgment
Telephone Number for Automated Interstate Case <i>Status</i> Requests (if any)	Contact the county office as listed on the acknowledgment
Telephone Number for Automated Interstate Case <i>Payment</i> Requests (if any)	Contact the county office as listed on the acknowledgment
Privatization Contact	